



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: H. William Bosch et al.
Title: NOVEL NIMESULIDE COMPOSITIONS
Appl. No.: 10/697,703
Filing Date: 10/31/2003
Examiner: Tristan J. Mahyera
Art Unit: 1615
Confirmation Number: 8369

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(c), before the mailing date of either a final action under 37 CFR §1.113, a notice of allowance under 37 CFR §1.311, or an action that otherwise closes prosecution in the application.

RELEVANCE OF EACH DOCUMENT

Any document listed on the attached PTO/SB/08 was cited as being relevant during the prosecution of the corresponding Japanese Patent Application Nos. 2001-583733 and 2001-529425. Copies of the Japanese Notice of Rejection(s) are attached setting forth the portion of each document considered relevant by the examiner. An English-language counterpart of the foreign-language document has been provided. Also enclosed is a copy of an Office Action from related co-pending U.S. Patent Application No. 10/701,064 listing references cited by the Examiner, except for the two U.S. references, which were already filed and considered in an Information Disclosure Statement.

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

STATEMENT

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that some items of information contained in this information disclosure statement were first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

Date March 9, 2009

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